

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS**

DMITRY BANDURIN, *et al.*,

*Plaintiffs*

v.

FINNAIR O.Y.J., *et al.*,

*Defendants.*

Case No. 1:19-cv-00255

Hon. Manish S. Shah

**DEFENDANT FINNAIR O.Y.J.'S MOTION TO DISMISS PLAINTIFFS' SECOND  
AMENDED CLASS ACTION COMPLAINT**

Defendant Finnair O.Y.J. ("Finnair"), by and through its attorneys, moves this Court to dismiss this action against Finnair for lack of personal jurisdiction and for failure to state a claim pursuant to Rules 12(b)(2) and 12(b)(6) of the Federal Rules of Civil Procedure. To the extent the Second Amended Complaint is not dismissed in its entirety, Finnair moves the Court to dismiss and/or strike Plaintiffs' class allegations to the extent the class definitions contain putative class members who would not be able to establish that their claims arise out of or relate to Finnair's connections to the Illinois forum.

WHEREFORE, for the reasons stated above and set forth more fully in Finnair's accompanying Memorandum in Support of this Motion, Defendant Finnair O.Y.J. respectfully requests that this Court enter an Order: (1) granting Finnair's Motion to Dismiss; (2) dismissing all of Plaintiffs' claims against Finnair with prejudice; (3) entering final judgment in favor of Finnair and against Plaintiffs; and (4) granting such other and further relief as this Court deems just and proper.

Dated: May 16, 2019

Respectfully submitted,

CLYDE & CO US LLP

By: s/ Alexander W. Ross

Alexander W. Ross (ARDC#: 6283882)  
55 West Monroe Street, Suite 3000  
Chicago, Illinois 60603-5757  
T: (312) 635-7000  
F: (312) 635-6950  
alexander.ross@clydeco.us

Andrew J. Harakas (*pro hac vice* to be filed)  
The Chrysler Building  
405 Lexington Avenue, 16th Floor  
New York, New York 10174  
T: (212) 710-3900  
F: (212) 710-3950  
andrew.harakas@clydeco.us

*Attorneys for Defendant Finnair O.Y.J.*